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Patents and Trademarks

December 30, 2003

Mail Stop Issue Fee  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Re: U.S. Patent Application  
Serial No.: 09/957,479  
Filed: September 19, 2001  
For: **SWITCH WITH ADJUSTABLE BIASING MEANS**  
Our ref: DYC-012 (A. Sawyer et al.)

Dear Sir:

The Fee Transmittal form does not indicate the amended title of the above-identified patent application. In our "Amendment After Final Rejection" mailed on September 23, 2003 the title "SWITCH" was amended as follows:

- - **SWITCH WITH ADJUSTABLE BIASING MEANS** - - .

Kindly correct the title before printing of the Letters Patent.

In addition, transmitted herewith are the following:

1. Transmittal of New Drawings to Correct Informalities Within Three Month Period of Response Set in Notice of Allowability, including formal drawings (2 sheets);
2. Notification of Loss of Entitlement To Small Entity Status;
3. Fee Transmittal Form, including copy of Notice of Allowance and Fee Due;

Page Two

4. Check for \$1,660 in payment of the issue fee, publication fee, and copies of patent; and

5. Return post card.

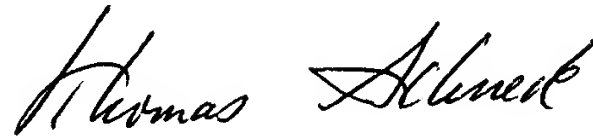
CERTIFICATE OF MAILING

I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is being deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to: Mail Stop Issue Fee, Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450.

Signed: Merle P. Garcia  
Typed Name: Merle P. Garcia

Date: December 30, 2003

Respectfully submitted,



Thomas Schneck

Reg. No. 24,518

Schneck & Schneck

P.O. Box 2-E

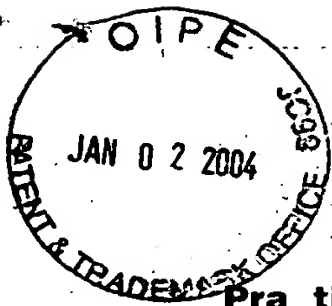
San Jose, CA 95109-0005

(408) 297-9733

TS:mpg

Encl: As stated above.

cc: Annabel Hector w/encl.



Pra titioner's D ket N DYC-012

**PATENT**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re application of: Anthony M. Sawyer et al.

Application No.: 10 9 / 957,479 Group No.: 2832

Filed: September 19, 2001 Examiner: M. Fishman

For: A SWITCH WITH ADJUSTABLE BIASING MEANS (as amended)

Date of mailing of PTOL 85 entitled "Notice of Allowance and Base Issue Fee Due" 10/21/2003

Issue Batch No. \_\_\_\_\_

Mail Stop Issue Fee  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**TRANSMITTAL OF NEW DRAWING(S) TO CORRECT INFORMALITIES  
WITHIN THREE MONTH PERIOD OF RESPONSE SET  
IN NOTICE OF ALLOWABILITY (P.T.O.L. 37)**

**NOTE:** Applicant may correct any informalities in the drawings made by the Draftsman's objections on PTO-948 by filing new drawings with the changes incorporated therein. If the filing of the drawings are delayed until receipt of the "Notice of Allowability" (PTOL-37), the new drawings MUST be filed within the THREE MONTH shortened statutory period set for response in the "Notice of Allowability" (PTOL-37).

**CERTIFICATION UNDER 37 C.F.R. §§ 1.8(a) and 1.10\***

(When using Express Mail, the Express Mail label number is mandatory;  
Express Mail certification is optional.)

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**37 C.F.R. § 1.8(a)**

**37 C.F.R. § 1.10 \***

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☐ as "Express Mail Post Office to Addressee"

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**TRANSMISSION**

☐ facsimile transmitted to the Patent and Trademark Office, (703) \_\_\_\_\_

Merle P. Garcia

Signature

Date: December 30, 2003

Merle P. Garcia

(type or print name of person certifying)

\* Only the date of filing (§ 1.6) will be the date used in a patent term adjustment calculation, although the date on any certificate of mailing or transmission under § 1.8 continues to be taken into account in determining timeliness. See § 1.703(f). Consider "Express Mail Post Office to Addressee" (§ 1.10) or facsimile transmission (§ 1.6(d)) for the reply to be accorded the earliest possible filing date for patent term adjustment calculations.

(Transmittal of New Drawing(s) to Correct Informalities Within Three Month Period of Response Set in Notice of Allowability (PTOL 37) [5-2.1]—page 1 of 2)

NOTE: 37 C.F.R. § 1.85 Corrections to drawings: "(c) If a corrected drawing is required or if a drawing does not comply with § 1.84 at the time an application is allowed, the Office may notify the applicant and set a three month period of time from the mail date of the notice of allowability within which the applicant must file a corrected or formal drawing in compliance with § 1.84 to avoid abandonment. This time period is not extendable under § 1.136(a) or § 1.136(b).

37 C.F.R. § 1.136 Extensions of time: "(c) If an applicant is notified in a "Notice of Allowability" that an application is otherwise in condition for allowance, the following time periods are not extendable if set in the "Notice of Allowability" or in an Office action having a mail date on or after the mail date of the "Notice of Allowability":

...

(2) The period for submitting formal drawings set under § 1.85(c)."

NOTE: Corrected drawings, as well as the issue fee, should be addressed to: Box Issue Fee. Notice of November 30, 1990 (1122 O.G. 571 to 591).

NOTE: Applicant is required to submit ACCEPTABLE corrected drawings within the three month shortened statutory period set in the "Notice of Allowability" (PTOL-37). Within that three month period, two weeks should be allowed for review by the Office of the correction. If a correction is determined to be unacceptable by the Office, applicant must arrange to have an acceptable correction re-submitted within the original three month period to avoid the necessity of obtaining an extension of time and of paying the extension fee. THEREFORE, APPLICANT SHOULD FILE CORRECTED DRAWINGS AS SOON AS POSSIBLE. Notice of January 14, 1985 (1051 O.G. 3). See also 37 C.F.R. § 1.85(c).

### SUBMISSION OF DRAWING(S)

1. To correct the informalities in the drawings as noted in the Draftsman's objection(s) on PTO-948, applicant submits herewith new drawing(s) for this application. Number of sheets of drawings submitted two.

NOTE: "Identifying indicia, if provided, should include the application number or the title of the invention, inventor's name, docket number (if any), and the name and telephone number of a person to call if the Office is unable to match the drawings to the proper application. This information should be placed on the back of each sheet of drawings a minimum distance of 1.5 cm. (5/8 inch) down from the top of the page. In addition, a reference to the application number, or, if an application number has not been assigned, the inventor's name, may be included in the left-hand corner, provided that the reference appears within 1.5 cm (5/8 inch) from the top of the sheet." 37 C.F.R. § 1.84(c)).

2. The three month period of response set in the Notice of Allowability (PTOL 37) expires on 01/21/2004. This submission is on or before this expiry date.

### CONDITIONAL EXTENSION OF TERM

3. ☐ If an extension of term is deemed to be required, please consider this a request therefor, and an authorization to charge for the extension fee as follows:  
☐ Deposit Account No. \_\_\_\_\_  
☐ Credit card as shown on the attached credit card information authorization form PTO-2038.

**WARNING:** Credit card information should **not** be included on this form as it may become public.

  
SIGNATURE OF PRACTITIONER

Reg. No. 24,518

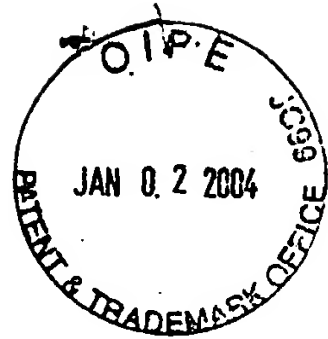
Thomas Schneck  
(type or print name of practitioner)

Tel. No.: (408) 297-9733

P.O. Box 2-E  
P.O. Address

Customer No.: 003897

San Jose, CA 95109-0005



Pra titioner's D cket N . DYC-012

**PATENT**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

☒ In re application of: Anthony M. Sawyer et al.  
Application No.: 09/ 957,479 Group No. 2832  
Filed: September 19, 2001 Examiner: M. Fishman  
For: A SWITCH WITH ADJUSTABLE BIASING MEANS (as amended)

☐ Patent No.\*: \_\_\_\_\_ Issued: \_\_\_\_\_

\*NOTE: Insert name of inventor(s) and title also for patent. Where notification is with respect to a maintenance fee payment, also insert application number and filing date, and add Box M. Fee to address.

**Commissioner for Patents**  
**P.O. Box 1450, Alexandria, VA 22313-1450**

**NOTIFICATION OF LOSS OF ENTITLEMENT TO SMALL ENTITY STATUS**  
**(37 C.F.R. § 1.27(g)(2))**

NOTE: 37 C.F.R. § 1.27(g): "(1) New determination of entitlement to small entity status is needed when issue and maintenance fees are due. Once status as a small entity has been established in an application or patent, fees as a small entity may thereafter be paid in that application or patent without regard to a change in status until the issue fee is due or any maintenance fee is due.

(2) Notification of loss of entitlement to small entity status is required when issue and maintenance fees are due. Notification of a loss of entitlement to small entity status must be filed in the application or patent prior to paying, or at the time of paying, the earliest of the issue fee or any maintenance fee due after the date on which status as a small entity as defined in paragraph (a) of this section is no longer appropriate. The notification that small entity status is no longer appropriate must be signed by a party identified in § 1.33(b). Payment of a fee in other than the small entity amount is not sufficient notification that small entity status is no longer appropriate.

**CERTIFICATION UNDER 37 C.F.R. §§ 1.8(a) and 1.10\***  
(When using Express Mail, the Express Mail label number is mandatory;  
Express Mail certification is optional.)

I hereby certify that, on the date shown below, this correspondence is being:

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37 C.F.R. § 1.8(a)

37 C.F.R. § 1.10 \*

☒ with sufficient postage as first class mail.

☐ as "Express Mail Post Office to Addressee"

Mailing Label No. \_\_\_\_\_ (mandatory)

**TRANSMISSION**

☐ facsimile transmitted to the Patent and Trademark Office, (703) \_\_\_\_\_

Date: December 30, 2003

Merle P. Garcia  
Signature

Merle P. Garcia

(type or print name of person certifying)

\* Only the date of filing (§ 1.6) will be the date used in a patent term adjustment calculation, although the date on any certificate of mailing or transmission under § 1.8 continues to be taken into account in determining timeliness. See § 1.703(f). Consider "Express Mail Post Office to Addressee" (§ 1.10) or facsimile transmission (§ 1.6(d)) for the reply to be accorded the earliest possible filing date for patent term adjustment calculations.

NOTE: From the above portion of 37 C.F.R. § 1.27(g)(2), it is only a change in status resulting in "loss of entitlement to small entity status" that must be filed and a change from one small entity status to another small entity status requires no notification.

NOTE: Submission of a Change of Status (small/not small entity status) after issuance of the Notice of Allowance in an application does not result in a reduction in patent term adjustment under 37 C.F.R. § 1.704(c)(10). See Notice of May 29, 2001, 1247 OG 111-112, June 26, 2001.

1. Applicant asserted small entity status in this application on 09/19/2001 (date)

(complete all items below which apply)

☒ payment of the basic ☒ filing ☐ national fee as a small entity (37 C.F.R. § 1.27(c)(3))

☐ submission of a written assertion of small entity status (37 C.F.R. § 1.27(c)(1))

**WARNING:** "Payment of a fee in other than the small entity amount is not sufficient notification that small entity status is no longer appropriate." 37 C.F.R. § 1.27(g)(2).

2. Applicant hereby notifies the Office, in accordance with the requirements of 37 C.F.R. § 1.27(g)(2), that it no longer has status as a small entity.

**WARNING:** "The notification that small entity status is no longer appropriate must be signed by a party identified in § 1.33(b)." 37 C.F.R. § 1.27(g)(2).

35 C.F.R. § 1.33(b):

"(b) Amendments and other papers. Amendments and other papers, except for written assertions pursuant to § 1.27(c)(2)(ii) of this part, filed in the application must be signed by:

(1) A registered attorney or agent of record appointed in compliance with § 1.34(b);

(2) A registered attorney or agent not of record who acts in a representative capacity under the provisions of § 1.34(a);

(3) An assignee as provided for under § 3.71(b) of this chapter; or

(4) All of the applicants (§ 1.41(b)) for patent, unless there is an assignee of the entire interest and such assignee has taken action in the application in accordance with § 3.71 of this chapter.

Date December 30, 2003

Thomas Schneck

(type or print name of person signing statement)

Thomas Schneck  
Signature

☐ Inventor(s)

☐ Assignee(s) of complete interest

☐ Person authorized to sign on behalf of assignee

☒ Practitioner of record under § 34(b)

☐ Filed under § 34(a)

Registration No:

(if applicable)

Telephone No. ( 408 ) 297-9733

Reg. No. 24,518

Customer No. 003897

(complete the following, if applicable)

Advanced Input Devices UK Limited

(type name of assignee)

1 Embankment Way, Castleman Crossing Industrial Estate

Address of assignee

Ringwood, Hampshire, H24 1EU, United Kingdom

\_\_\_\_\_  
Title of person authorized to sign on behalf of assignee

Assignment recorded in PTO Assignment mailed to PTO for recordation on 07/14/2003;

Reel \_\_\_\_\_ Frame \_\_\_\_\_ to date, Notice of Recordation has not been received.